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Security Council Committee established pursuant to resolution 2206 (2015) concerning South Sudan

Note verbale dated 3 June 2015 from the Permanent Mission of France to the United Nations addressed to the Chair of the Committee

The Permanent Mission of France to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 2206 (2015) concerning South Sudan and, in accordance with paragraph 17 of the aforementioned resolution, has the honour to submit the report on the steps taken by France to implement that resolution (see annex).

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Annex to the note verbale dated 3 June 2015 from the Permanent Mission of France to the United Nations addressed to the Chair of the Committee

Report of France to the Security Council Committee established pursuant to resolution 2206 (2015) concerning South Sudan on the steps taken to implement resolution 2206 (2015)

I. Introduction

Under Chapter VII of the Charter of the United Nations, resolution 2206 (2015) establishes an individual sanctions regime.

In paragraph 17 of resolution 2206 (2015) of 3 March 2015, the Security Council "calls upon all Member States to report to the Committee ninety days from the adoption of this resolution on the steps they have taken to implement effectively paragraphs 9 and 12 of this resolution".

In paragraph 9, the Security Council decides "that, for an initial period of one year from the date of adoption of this resolution, all Member States shall take the necessary measures to prevent the entry into or transit through their territories of any individuals who may be designated by the Committee, provided that nothing in this paragraph shall oblige a State to refuse its own nationals entry into its territory" and, in paragraph 12, "decides that ... all Member States shall freeze without delay all funds, other financial assets and economic resources which are on their territories, which are owned or controlled, directly or indirectly, by any individuals or entities that may be designated by the Committee, ... and decides further that all Member States shall ... ensure that neither these nor any other funds, financial assets or economic resources are made available, directly or indirectly for such persons' benefit, by their nationals or by persons within their territory".

Pursuant to these provisions, France wishes to inform the Security Council Committee established pursuant to resolution 2206 (2015) of the following steps taken to implement the resolution.

II. Steps taken by France

The international sanctions established by the Security Council are implemented by the decisions of the European Union (EU) and, if necessary, applied by the Government of France when absent at the European Union level.

Paragraphs 9 and 12 of Security Council resolution 2206 (2015) concerning South Sudan are implemented by the following legislation:

1. At the European Union level

The European Union has had its own individual sanctions regime concerning South Sudan since July 2014 and complemented those rules by transposing resolution 2206 (2015) in the form of:

(a) European Union Council Decision (CFSP) 2015/740 of 7 May 2015, repealing Council Decision (CFSP) 2014/449;

(b) European Union Council Regulation (EU) No. 2015/735 of 7 May 2015 concerning the restrictive measures contained in Regulation (EU) No. 748/2014 and thereby repealing it.

2. *At the national level*

Article 562-2 of the Monetary and Financial Code gives the Minister of Economic Affairs the authority to issue a freezing order in the context of international sanctions. In the case of South Sudan, no order has been issued, in the absence of a list of individual designations at this stage.